

Table 1 - Inspection Information

Inspection Date:		Docket Number:	
April 6, 2023		2 0 2 4- -0 8 4 4 6	
Inspection Location Name:		Entry Number(s):	
Medway Imports (Flint) and CBP Port Huron		V A R I O U S	
Address: 3337 Lapeer Rd.		Date of Entry:	
		On or about February 20, 2023	
City: Flint		Inspectors Name:	
		Mario Jorquera	
State: MI Zip Code: 48503		EPA Approving Official:	
		Mary E. Greene	
Importer Name (Respondent):		EPA Enforcement Contact:	
Medway Imports		Mario Jorquera (202) 564 1079	

Table 2 - Description of Violation and Vehicles/Equipment

EPA conducted inspections of 27 MY 2020 Dodge Chargers imported by Blue Stone Management Corp. d/b/a Medway Imports (Medway) and found that such motor vehicles were being imported under the guise of being Canadian models, when, in fact, they were vehicles manufactured by Fiat Chrysler Automobiles (FCA) for the Mexican market. On April 6, 2023, Mario Jorquera, a credentialed VEEB inspector, examined 27 Dodge Charger vehicles imported by Medway Imports. Of these vehicles, 18 were located at Medway's facility in Flint, MI, while the remaining 9 were located at a CBP-operated facility in Port Huron, MI. VINs of the vehicles are as follows:

Vehicles in Flint, MI: 2C3CDXCT3LH213030, 2C3CDXCT9LH215686, 2C3CDXCT8LH213086, 2C3CDXCT9LH215610, 2C3CDXCT5LH219346, 2C3CDXCT7LH213080, 2C3CDXCT9LH219382, 2C3CDXCT7LH212964, 2C3CDXCT4LH212968, 2C3CDXCT8LH212908, 2C3CDXCT8LH215677, 2C3CDXCT9LH213095, 2C3CDXCT5LH215667, 2C3CDXCT6LH213023, 2C3CDXCT6LH215600, 2C3CDXCT6LH212969, 2C3CDXCT7LH215685, 2C3CDXCTXLH215633.

Vehicles in Port Huron, MI: 2C3CDXCTXLH215650, 2C3CDXCT9LH212951, 2C3CDXCT7LH215671, 2C3CDXCT8LH212911, 2C3CDXCT9LH213016, 2C3CDXCTXLH213011, 2C3CDXCT8LH215713, 2C3CDXCT4LH212890, 2C3CDXCT6LH212891.

Based on the inspections of the Subject Vehicles and discussions with a certification representative from FCA, EPA has determined that the Subject Vehicles were not manufactured for the Canadian market and were, in fact, manufactured for the Mexican market.

As a person who imported 27 MY 2020 Dodge Charger motor vehicles that were not covered by an EPA-COC or otherwise identifiable as Canadian vehicles, Medway committed 27 violations of section 203(a)(1) of the CAA, 42 U.S.C. § 7522 (a)(1), and 40 C.F.R. § 1068.101(a)(1).

Flint MISSING (4)

18 from 22

9 from 28

MISSING (19)

Customs

Port Huron

Port Huron
Fines Penalties + Port Fees
CBP

Flint MISSING (4)

VIN#		
✓	2C3CDXCT8LH213086	✓ 1
✓	2C3CDXCT9LH215686	✓ 2
✓	2C3CDXCT3LH213030	✓ 3
✓	2C3CDXCT4LH212937	✓ 4
✓	2C3CDXCT6LH215600	✓ 5
✓	2C3CDXCT7LH215685	✓ 6
✓	2C3CDXCT6LH213023	✓ 7
✓	2C3CDXCT6LH212969	✓ 8
✓	2C3CDXCT7LH212964	✓ 9
✓	2C3CDXCT9LH213095	✓ 10
✓	2C3CDXCT5LH215667	✓ 11
✓	2C3CDXCT8LH215677	✓ 12
✓	2C3CDXCT4LH212968	✓ 13
✓	2C3CDXCT5LH219346	✓ 14
✓	2C3CDXCT9LH219382	✓ 15
	2C3CDXCT7LH213080	✓ 16
	2C3CDXCT8LH212908	✓ 17
	2C3CDXCT9LH215610	✓ 18
	2C3CDXCT9LH213081	19
	2C3CDXCTXLH215597	20
	2C3CDXCTXLH215633	✓ 21
	2C3CDXCTXLH215681	22
	2C3CDXCT6LH212891	✓ 1
	2C3CDXCT9LH219351	2
	2C3CDXCT5LH215670	3
	2C3CDXCT9LH212920	4
	2C3CDXCT4LH212890	✓ 5
	2C3CDXCT9LH215624	6
	2C3CDXCT4LH212954	7
	2C3CDXCT6LH212938	8
	2C3CDXCT6LH213006	9
	2C3CDXCT7LH213029	10
	2C3CDXCT6LH212924	11
	2C3CDXCT3LH219362	12
	2C3CDXCT6LH215614	13

Flint

Port Horn MISSING (19)

(4) MISSING

(7) MISSING

Customs

VIN#		
2C3CDXCT8LH212911	✓	14
2C3CDXCT8LH215713	✓	15
2C3CDXCTXLH215650	✓	16
2C3CDXCT7LH215671	✓	17
2C3CDXCT9LH212951	✓	18
2C3CDXCT9LH213016	✓	19
2C3CDXCTXLH213011	✓	20
2C3CDXCT9LH212870		21
2C3CDXCTXLH215700		22
2C3CDXCT5LH217516		23
2C3CDXCT8LH215646		24
2C3CDXCT9LH215641		25
2C3CDXCT5LH219380		26
2C3CDXCT3LH215599		27
2C3CDXCT9LH213033		28

Customs

8 MISSING

$$25 + 22 = 47$$

Please contact Mario Jorquera at 202-564-1079 or Jorquera.mario@epa.gov with any question.

Sincerely,

MARY
GREENE

Digitally signed by MARY
GREENE
Date: 2024.03.01
08:50:20 -05'00'

Mary E. Greene, Director
Air Enforcement Division

cc: Alena Heagle, Registered Agent, 3337 Lapeer Rd., Flint, MI 48503

Enclosures

1. Clean Air Act Vehicle and Engine Expedited Settlement Agreement,
Docket No. CAA-2024-8446
2. CAA Vehicle and Engine Expedited Settlement Agreement Instructions
3. Small Business Resources Information Sheet available at: <https://www.epa.gov/compliance/small-business-resources-information-sheet>

Enclosure
CLEAN AIR ACT VEHICLE AND ENGINE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. CAA-2024-8446

Respondent: **Mr. Barry Roth, President**
Blue Stone Management Corp.
d/b/a Medway Imports
2 Main Street
Medway, MA 2053

1. The parties enter into this Clean Air Act Vehicle and Engine Expedited Settlement Agreement (Agreement) in order to settle the civil violations discovered as a result of the inspections specified in Table 1, attached, incorporated into this Agreement by reference. The civil violations that are the subject of this Agreement are described in Table 2, attached, incorporated into the Agreement by reference, regarding the motor vehicles specified therein.
2. Respondent admits to being subject to the Clean Air Act (CAA) and its associated regulations and that the United States Environmental Protection Agency (EPA) has jurisdiction, pursuant to CAA Section 205(c)(1), 42 U.S.C. § 7524(c)(1), over the Respondent and the Respondent's conduct described in Table 2. Respondent neither admits nor denies the findings detailed therein and waives any objections Respondent may have to the EPA's jurisdiction.
3. Respondent certifies that payment of the penalty has been made in the amount of **\$75,600**. Respondent has followed the instructions in "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required remediation, specified in Table 3 and incorporated into this Agreement by reference, has been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection and alleged violations set forth in Table 1 and Table 2. Upon signing and returning this Agreement to the EPA, Respondent consents to the terms of this Agreement without further notice. Respondent acknowledges that this Agreement is binding on the parties signing below and becomes effective on the date of the EPA Delegated Official's ratifying signature.
5. The parties consent to service of this Agreement by electronic delivery at the Respondent's e-mail below.

APPROVED BY EPA:


MARY Digitally signed by MARY
GREENE
GREENE Date: 2024.03.01
08:51:52 -05'00'

Delegated Official: Mary E. Greene, Director, Air Enforcement Division

APPROVED BY RESPONDENT:

Name (print): Barry Roth

Title (print): Pres Email (print): barry@medwayimports.com

Signature & Date:  4/22/24

RATIFIED BY EPA:

**MARY
GREENE**

Digitally signed by MARY
GREENE
Date: 2024.05.04
11:29:50 -04'00'

Delegated Official: Mary E. Greene, Director, Air Enforcement Division

Vehicle/Equipment Description	Observed Engine Manufacturer	Observed Model Year	Observed EPA Test Group Name	Quantity
Dodge Chargers	Fiat Chrysler Automobiles	2020	LCRXV03.65P3	27

Table 3 - Penalty and Required Remediation	
Penalty	\$75,600
Required Remediation	In addition to paying the monetary penalty, Respondent must export all of the Subject Vehicles to a country other than Canada or destroy all of the Subject Vehicles.

CAA VEHICLE AND ENGINE EXPEDITED SETTLEMENT AGREEMENT INSTRUCTIONS

Within 30 days from your receipt of the Agreement, you must pay the penalty as described below:

Payment method 1 – Preferred (electronic): Pay online through the Department of the Treasury using WWW.PAY.GOV. In the Search Public Form field, enter SFO 1.1, click EPA Miscellaneous Payments - Cincinnati Finance Center and complete the SFO Form Number 1.1. The payment shall be identified in the online system with Docket Number listed below.

On the same day after submitting your payment, send an email to cinwd_acctsreceivable@epa.gov and the EPA contact email address noted below. Include in the subject line: "Payment Confirmation for Medway Imports Docket Number CAA-2-24-8446." Attach a copy of the Agreement and your payment receipt to the email.

Payment method 2 (check): Mail, via CERTIFIED MAIL, a certified check payable to the United States of America marked with Medway Imports, and the Docket Number listed below, with a copy of the Agreement to:

U. S. Environmental Protection Agency
Government Lockbox 979078
1005 Convention Plaza
SL-MO-C2-GL
St. Louis, MO 63101
Attn: Docket Number CAA-2024-8446

Within 30 days from your receipt of the Agreement, you must email Mario Jorquera at Jorquera.mario@epa.gov a scanned copy of the original signed Agreement, the documentation of your Required Remediation corrective actions taken, and proof of payment (meaning, as applicable, a photocopy of the original certified penalty check or confirmation of electronic payment). If you prefer to mail this information via CERTIFIED MAIL, you may contact the EPA at the number listed below to arrange (Note that mailed information must be postmarked within 30 days of your receipt of the Agreement).

If you have any questions or would like to request an extension due to extraordinary circumstances, you may contact Mario Jorquera at (202) 564-1079. The EPA will consider whether to grant an extension on a case-by-case basis where appropriate justification is provided. The EPA will not accept or approve any Agreement returned more than 30 days after the date of your receipt of the Agreement unless an extension has been granted by the EPA. If you believe that the alleged violations are without merit (and you can provide evidence contesting the allegations), you must provide such information to the EPA as soon as possible but no later than 30 days from your receipt of the Agreement.

Unless an extension has been granted in writing by the EPA, if you do not sign and return the Agreement with proof of payment of the penalty amount and a report detailing your corrective actions within 30 days of your receipt of the Agreement, the Agreement is automatically withdrawn, without prejudice to the EPA's ability to file an enforcement action for the above or any other violations. Failure to return the Agreement within the approved time does not relieve you of the responsibility to comply fully with the regulations, including correction of the violations specifically identified in the enclosed Tables. If you choose not to enter into this Agreement and fully comply with its terms, the EPA may pursue more formal enforcement measures to correct the violations and seek penalties of up to \$55,808 per violation pursuant to 40 C.F.R. § 19.4.

Fw: Pay.gov Payment Confirmation: EPA Miscellaneous Payments

Barry Roth <barry@medwayimports.com>

Mon 4/22/2024 11:02 AM

To: Paige Aseltine <paige@medwayimports.com>

From: notification@pay.gov <notification@pay.gov>

Sent: Monday, April 22, 2024 10:45 AM

To: Barry Roth <barry@medwayimports.com>

Subject: Pay.gov Payment Confirmation: EPA Miscellaneous Payments



An official email of the United States government

Your payment has been submitted to the designated government agency through Pay.gov and the details are below. Please note that this is just a confirmation of transaction submission. To confirm that the payment processed as expected, you may refer to your bank statement on the scheduled payment date. If you have any questions or wish to cancel this payment, you will need to contact the agency you paid at your earliest convenience.

You will receive a reminder email several days before the payment is processed.

If you wish to cancel this transaction, sign in to your account at <https://www.pay.gov/> and choose the Pending tab of the Payment Activity page.

Application Name: EPA Miscellaneous Payments

Pay.gov Tracking ID: 27DQ2TBG

Agency Tracking ID: 76699236747

Account Holder Name: Bluestone Management Corp dba/ Medway Imports

Transaction Type: ACH Debit

Transaction Amount: \$75,600.00

Payment Date: 04/23/2024

Account Type: Business Checking

Routing Number: 072405455

Account Number: *****7868

Transaction Date: 04/22/2024 10:45:55 AM EDT

Total Payments Scheduled: 1

Frequency: OneTime

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.



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